

UNITED STATES DISTRICT COURT
FOR THE
DISTRICT OF MASSACHUSETTS

MARCUS GORDON, M.D.

Plaintiff,

v.

9 BRANCH STREET, L.L.C., et al.,

Defendants.

CIVIL ACTION NO. 05-11372-MEL

STIPULATION OF DISMISSAL

The undersigned parties hereby stipulate that all claims asserted by all parties are hereby dismissed with prejudice, without costs, and with all rights of appeal and all rights pursuant to Fed. R. Civ. P. Rule 60(b) waived.

MARCUS GORDON, M.D.

By his attorneys,

/s/ R. Alan Fryer

R. Alan Fryer (BBO# 180830)
Dorothy M. Bickford (BBO# 566380)
BADGER, DOLAN, PARKER & COHEN
One State Street, suite 600
Boston, MA 02109
(617) 482-3030
and
Sarah R. Wunsch (BBO#548767)
ACLU of Massachusetts
211 Congress Street, 3rd Floor
Boston, MA 02110
(617) 482-3170

9 BRANCH STREET, L.L.C.,
BROOKS C-1 CONTROL
CORPORATION,
HAROLD J. BROOKS and
JOSEPH FRIEDMAN

By their attorneys,

/s/ Paul R. Kfoury

Paul R. Kfoury, Sr. (BBO# 270560)
Stephanie A. Bray (BBO# 650408)
Donna-Marie Cote, *pro hac vice*
Robert J. Consavage, *pro hac vice*
WIGGIN & NOURIE, P.A.
670 N. Commercial Street, Suite 305
P.O. Box 808
Manchester, NH 03105-0808
(603) 669-2211

CERTIFICATE OF SERVICE

I HEREBY CERTIFY THAT A TRUE COPY OF THE ABOVE DOCUMENT WAS
SERVED THIS DAY UPON THE ATTORNEY OF RECORD FOR EACH OTHER PARTY BY
ELECTRONIC SERVICE THROUGH ECF, AND BY FIRST-CLASS MAIL.

11/15/06

Date

/s/ R. Alan Fryer

Signature

100560